

By: Ellis

S.B. No. 350

Substitute the following for S.B. No. 350:

By: Murphy

C.S.S.B. No. 350

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the abatement of certain nuisances involving junked  
3 vehicles.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 683.071, Transportation Code, is amended  
6 to read as follows:

7 Sec. 683.071. DEFINITION. In this subchapter, "junked  
8 vehicle" means a vehicle that is self-propelled and:

9 (1) does not have lawfully attached to it:

10 (A) an unexpired license plate; and ~~or~~

11 (B) a valid motor vehicle inspection  
12 certificate; and

13 (2) is:

14 (A) wrecked, dismantled or partially dismantled,  
15 or discarded; or

16 (B) inoperable and has remained inoperable for  
17 more than:

18 (i) 72 consecutive hours, if the vehicle is  
19 on public property; or

20 (ii) 30 consecutive days, if the vehicle is  
21 on private property.

22 SECTION 2. Section 683.074(b), Transportation Code, is  
23 amended to read as follows:

24 (b) The procedures must:

1           (1) prohibit a vehicle from being reconstructed or  
2 made operable after removal;

3           (2) require a public hearing on request of a person who  
4 receives notice as provided by Section 683.075 if the request is  
5 made not later than the date by which the nuisance must be abated  
6 and removed [~~before removal of the public nuisance~~]; and

7           (3) require that notice identifying the vehicle or  
8 part of the vehicle be given to the department not later than the  
9 fifth day after the date of removal.

10           SECTION 3. This Act takes effect September 1, 2007.